STATE OF WISCONSIN CIRCUIT
COURT RACINE COUNTY

TIMOTHY JOHN VICKROY
LLOYD VICKROY

Case No. 99 CV 1408

Plaintiffs,

v.

INTERSTATE TOWING
AND MOBILE,
Defendant.

ORDER FOR SUMMARY JUDGMENT

This matter having come before the Court on June 22, 2000 on defendant Interstate Towing and Mobile's Motion for Summary Judgment And Frivolity Fees and Costs Under Section 814.025, and 802.05, Stats.; Interstate Towing and Mobile appearing by its counsel Jeffrey Leavell, S.C. by Christine M. Genthner; Plaintiff Lloyd Vickroy appearing in person, pro se; Plaintiff, Timothy John Vickroy, failing to appear.

After review of Interstate Towing and Mobile's Motion together with supporting Affidavits and Brief, Plaintiff, Lloyd Vickroy's Opposition Memorandum, hearing arguments of counsel and plaintiff Lloyd Vickroy, and otherwise being fully advised in the premises, the court held that there is no genuine issue as to any material fact and Interstate Towing and Mobile is entitled to a judgment as a matter of law;

IT IS HEREBY ORDERED,

(1) Interstate Towing and Mobile' s Motion for Summary Judgment pursuant to Section 802.02, Wis. Stats, is hereby granted. Interstate Towing shall be dismissed from this matter, with prejudice.

(2) Interstate Towing and Mobile's Motion for Frivolity fees and Costs Under Section 814.025 and 802.05, Stats, is taken under advisement by the Court.

(3) Jeffrey Leavell, S.C. shall keep in its trust account the $2,000.00 security for costs posted by the plaintiffs

and make no payments from this amount until further order of the court.

(4) The plaintiffs' request for a sanction against Interstate Towing and Mobile "of not being able to tow and impound vehicles for any law enforcement agency in the State of Wisconsin" is denied.

Dated this 6 day of JULY, 2000.

BY THE COURT:

Allan B. Torhorst/s
Allan B. Torhorst
Circuit Court Judge